

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House
(317) 232-9855

FISCAL IMPACT STATEMENT

LS 6941

BILL NUMBER: HB 1205

DATE PREPARED: Dec 31, 2000

BILL AMENDED:

SUBJECT: Study of Traffic Violation Stop Patterns.

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FUNDS AFFECTED: X **GENERAL**
DEDICATED
FEDERAL

IMPACT: State

Summary of Legislation: This bill requires the Office of the Attorney General to conduct a study of routine traffic violation stops of individuals by law enforcement officers in the state. The bill specifies the factors that must be considered in conducting the study. The bill requires the Office of the Attorney General to report the results of the study to the Legislative Services Agency not later than July 1, 2003. The bill provides that data collected in the study:

- (1) may be used only for research or statistical purposes and may not contain any information that may reveal the identity of any individual who is stopped or the identity of any law enforcement officer; and
- (2) may not be used in any legal or administrative proceeding to establish an inference of discrimination on the basis of particular identifying characteristics.

Effective Date: July 1, 2001.

Explanation of State Expenditures: This bill would require the Office of the Attorney General to conduct a state-wide study of routine traffic violation stops by law enforcement officers in Indiana. The bill specifies what information is to be collected and analyzed by the Attorney General's office. The bill requires the Attorney General's office to report its findings to the Legislative Services Agency by July 1, 2003.

The Attorney General's office reports that it has neither the expertise nor the resources to conduct such a study. While the State Police Department currently documents some of the information required in the study, it is unclear whether the required information is available for collection and analysis from other law enforcement agencies.

The funds and resources required by the Attorney General's office to complete the study could be supplied through a variety of sources, including the following: (1) Existing staff and resources not currently being

used to capacity; (2) Existing staff and resources currently being used in another program; (3) Authorized, but vacant, staff positions, including those positions that would need to be reclassified; (4) Funds that, otherwise, would be reverted; or (5) New appropriations. The Office of the Attorney General reverted \$499,566 from its operating account at the end of FY 2000. Ultimately, the source of funds and resources required to satisfy the requirements of this bill will depend upon legislative and administrative actions. This bill does not contain an appropriation.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Office of the Attorney General; Indiana State Police; Capitol Police.

Local Agencies Affected: Local law enforcement agencies.

Information Sources: J.D. Lux, Office of the Attorney General, 233-8438; Indiana State Police.